

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

Nautilus Insurance Company,)	
)	
Plaintiff,)	C/A No. 2:22-cv-1307-RMG
Versus)	
)	MOSS & KUHN, P.A.'S SUPPLEMENTAL
Richard Alexander Murdaugh, Sr., Cory)	RULE 26(a)(3) PRETRIAL DISCLOSURES
Fleming, Moss & Kuhn, P.A., Chad)	
Westendorf, and Palmetto State Bank,)	
)	
Defendants.)	

The Defendant, Moss & Kuhn, P.A., (hereinafter "M&K"), by and through its undersigned attorneys, respectfully submits the following disclosures pursuant to Fed. R. Civ. Pro. 26(a)(3):

1. The name and, if not previously provided, the address and telephone number of each witness, separately identifying those whom the party expects to present and those whom the party may call if the need arises.

In addition to Plaintiff and those witnesses identified by Plaintiff and other Defendants, and without waiving the right to call additional witnesses, M&K expects to present the following witnesses at trial:

1. Amy Coryer Miller, c/o Jaan G. Rannik, Esq.

Ms. Miller was the Nautilus claims adjuster for the insurance claim made by Defendant Murdaugh relating to the death of Gloria Satterfield.

2. Representative of Nautilus, c/o Jaan G. Rannik, Esq.

A representative of Nautilus is expected to testify about the insurance claim made by Defendant Murdaugh relating to the death of Gloria Satterfield.

3. Chad Westendorf

Mr. Westendorf served as the personal representative for the Estate of Gloria Satterfield in relation to the wrongful death claim advanced by other Defendants.

4. John Grantland

Mr. Grantland was defense counsel hired by Nautilus to defend Defendant Murdaugh in relation not the wrongful death claim advanced by other Defendants.

5. Cory Fleming, c/o Thomas A. Pendarvis, Esq.

6. H. Fred Kuhn, c/o Robert H. Hood, Jr., Esq.

M&K does not waive or limit its right to object to the presentation of any witness on grounds of competency, relevance, materiality, privilege, confidentiality, admissibility, or any other ground. M&K reserves the right to call additional witnesses not identified in these disclosures as may be necessary, including for purposes of impeachment.

2. The designation of those witnesses whose testimony is expected to be presented by means of a deposition and, if not taken stenographically, a transcript of the pertinent portions of the deposition testimony.

M&K intends to offer its witnesses live at trial, barring unforeseen circumstances preventing the same. In that event, M&K reserves the right to provide designations for that witness or those witnesses. M&K further reserves the right to provide counter-designations to any designations from Plaintiff.

3. An appropriate identification of each document or other exhibit, including summaries of other evidence, separately identifying those which the party expects to offer and those which the party may offer if the need arises.

M&K intends to offer as exhibits any documents produced during the discovery phase of this matter. M&K does not waive or limit its right to offer additional exhibits or to object to any exhibit, proposed here by it or elsewhere by any party, on grounds of authenticity, competency, relevancy, materiality, privilege, confidentiality, admissibility as evidence for any purpose, or any other ground. M&K may offer as exhibits portions or enlargements of any exhibits identified in these disclosures. M&K further reserves the right to introduce into evidence any documents

produced by either party for review during discovery, documents included as exhibits to any deposition or attached as exhibits to memoranda of law filed in this action, correspondence between the parties or their counsel, any pleadings, affidavits, or documents either filed or served in this action, and any exhibit listed by any party.

M&K may also introduce into evidence illustrative demonstrative exhibits. M&K reserves the right to use additional exhibits not identified in these disclosures based on any developments that may occur during the course of the trial that were not anticipated and reserves the right to counter-designate exhibits, for completeness purposes or otherwise, based upon any other party's pretrial designations. M&K reserves the right to offer as evidence additional documents as needed for cross-examination, impeachment, or rebuttal. Pursuant to Fed. R. Civ. P. 26(a)(3), this list does not include those exhibits which may be needed for impeachment. Defendant may introduce additional exhibits that were exhibits to depositions in this matter as well as any exhibit identified by Party, and reserves the right to do so and to supplement this list as appropriate.

PRELIMINARY EXHIBIT LIST:

Moss & Kuhn

MOSS & KUHN CONFIDENTIAL 0356-0507 (Redacted)
MOSS & KUHN 0001
MOSS & KUHN CONFIDENTIAL 0002-0355

Fleming

2021-09-07 Fleming - CHF_00001-00118
2021-09-08 Fleming - CHF_00119-00142
2021-09-09 HamptonCountyClerk_00001-00005
2021-09-09 HamptonProbate_00001-00027
2021-09-09 Internet_00001-00003
2021-09-10 Fleming - CHF_00143-00403
2021-09-17 Fleming - CHF_00404-00406
2021-09-22 Fleming - CHF_00407-00410
2021-09-28 Fleming - CHF_00411-00412
2021-09-29 Fleming - CHF_00413-00415

2021-10-12 Bland - ESB_00001-00016
2021-12-07 Fleming - CHF_00443-00458
2021-12-08 Fleming - CHF_00460-00645
2021-12-08 Fleming - CHF_00646-01069
2021-12-09 Fleming - CHF_01070-01109
2022-01-04 Fleming - CHF_Pinckney_00001-04944
2023-06-12 Grantland - M&G000001-002453
2023-06-21 Gressette-PSB000001-208605

Nautilus

NAUT_Sub000001-000480 (Trans & Exh R Laffitte)
2577-2712 UNDERWRITING FILE
MURPHY GRANTLAND
PROBATE
0001-0103 BROKER'S FILES
4793-4811 (Confidential)
4832-4860
004861-005162 - 3rd Supp RRTP 7.25.23
8.14.23 unredacted
0104-0210
0211-2576 CLAIM FILE
2713-4768 MEDICALS (CONFIDENTIAL)
2022 11 15 - JGR Ltr to all counsel enc Laffitte transcript and exhibits (Naut_Subp000001-000480)
4769-4789 2018-19 PU386804 Policy – Murdaugh
4812-4831 WRBC Data Management Policy 2019 (CONFIDENTIAL)
Nautilus unredacted 004790-004792 - Murdaugh LLR 04-01-2019
Nautilus unredacted 002381-2564 - 2381-2564 Notes N900010096368 (Confidential)
Nautilus unredacted - various documents 8.14.23
Nautilus unredacted 000771-000772 - 2018_10_02 LLR_10_2_2018_email_n900010096368_1
Nautilus unredacted 005163-005164 - 2019_01_25
Approved_draft_Supplemental_ROR_coverage_Ext_N900010096368_1
Nautilus unredacted 005165-005166 - 2019_01_25 E-mail_cover_letter_from_CC_coverage_Ext_N900010096368_1
Nautilus unredacted 005167-005169 - 2019_01_25 E-mail_cover_letter_from_CC_s_secretary_coverage_Ext_N900010096368_1
Nautilus unredacted 005170 - 2019_03_05
Suggest_to_CC_a_med_cov_stmt_be_prepd_to_inform_med_of_gap_issue__1
Nautilus unredacted 005171-005172 - 2019_03_06
CC_agrees_she_should_submit_a_mediation_statement_coverage_Ext_N900010096368_1
2024 03 13 - Supp Production NAUTILUS 005136-006410
NAUTILUS Production 6-12-23
NAUTILUS PRODUCTION TO PSB 8-29-23

Palmetto State Bank

Document Production to Nautilus 1st Roggs and 2nd RFPs

PSB Production 6 - Westendorf Emails

PSB Production 7 - Low Country Vehicle and Storage

5. PSB Document production

6. PSB Supplemental Production 12-5-2022

6-15-2023 Gressette to Rannik re Discovery and 4th Production

6-21-2023 Gressette to Rannik re Discovery and 5th Production

7-21-23 Gressette to Rannik re Completed Email Review CORRECTED

7-21-2023 Gressette to Rannik re Completed Email Review

7th Supplemental Document Production bearing Bates Numbers PSB 000001 to PSB 000294

8. PSB Supplemental Document Production 3

10. PSB Supplemental Production 4

10-17-2022 Gressette to Rannik serving PSB response to Nautilus disclosure requests .docx

10-23-2023 Gressette to Rannik with Westendorf Document

12-5-2022 Gressette to Rannik with Supplemental Production_ (002)

12-23-2022 WGL to Rannik re 3d Supp Production

PBS 233520-233525 - Lowcountry Mortgage Agreement (5th Production)

PBS 233566 (Westendorf 1 Nov 2023 Extension)

Westendorf

26(a)(1)(ii)(2) Moss Kuhn Fleming law firm file on the Estate of Satterfield

26(a)(1)(ii)(3) C Westendorf Draft Depo

26(a)(1)(ii)(1) C Westendorf File

26(a)(1)(ii)(1) Emails C Westendorf to and from C Fleming

Pursuant to Fed. R. Civ. P. 26(a)(3), this list does not include those exhibits which may be needed for impeachment. Defendant may introduce additional exhibits that were exhibits to depositions in this matter as well as any exhibit identified by Party and reserves the right to do so and to supplement this list as appropriate.

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Attorneys for the Defendant Moss & Kuhn, P.A.

December 9, 2024
Charleston, South Carolina